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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stefanik

Group Art Unit: 2612

Application No. 10/624,267

Examiner: Edwards Jr., Timothy

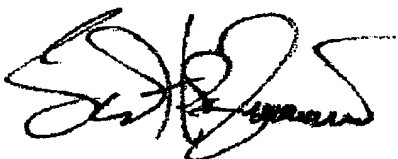
Filed: July 22, 2003

Docket: BS00062 CON

37 C.F.R. § 1.8 CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the centralized facsimile telephone number (571) 273-8300.

Scott P. Zimmerman
Name of Person Mailing This Paper



August 31, 2006
Date of Transmission

SUBMISSION OF TERMINAL DISCLAIMER
IN RESPONSE TO OFFICE ACTION

Mail Stop: Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Commissioner:

The Assignee respectfully requests entry of the following terminal disclaimer in response to the office action mailed June 2, 2006. The Assignee respectfully submits that the pending claims are ready for allowance.

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U.S. Application No. 10/624,267 Art Unit 2612
Submission of Terminal Disclaimer in Response to June 2, 2006 Office Action

REMARKS

In response to the Office Action dated June 2, 2006, the Assignee respectfully requests entry of this terminal disclaimer. This terminal disclaimer thus puts the pending claims in a condition for allowance.

The United States Patent and Trademark Office (the "Office") rejected claims 9-28 under the judicially-created doctrine of obviousness-type double patenting over U.S. Patent 6,750,801 (BS00062). The Assignee, therefore, submits a terminal disclaimer to overcome this rejection. The Assignee thus respectfully submits that this application is ready for allowance.

Terminal Disclaimer to Overcome Double Patenting Rejection

The United States Patent and Trademark Office (the "Office") rejected claims 9-28 under the judicially-created doctrine of obviousness-type double patenting over U.S. Patent 6,750,801 (BS00062). As Examiner Edwards suggests, a terminal disclaimer in accordance with 37 C.F.R. § 1.321 (c) may overcome this rejection. The Assignee, then, submits the following terminal disclaimer.

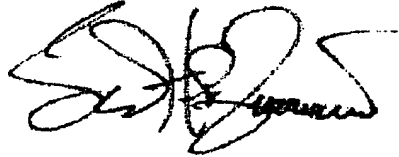
- 1) Should U.S. Application No. 10/624,267 issue as a patent, the Assignee hereby disclaims any term that extends beyond twenty (20) years from the date of the earlier grant of U.S. Patent 6,750,801.
- 2) The Assignee, BellSouth Intellectual Property Corporation, is the owner of the entire interest in U.S. Patent 6,750,801 and in any patent that grants from U.S. Application 10/624,267.
- 3) The required 37 C.F.R. § 1.20 (d) fee of \$130 is included with this response.
- 4) This response, and thus this terminal disclaimer, is signed by the attorney of record, Scott P. Zimmerman, U.S.P.T.O. Reg. 41,390.
- 5) Any patent that grants from this application (U.S. Application 10/624,267) shall be enforceable only for and during such period that said patent is commonly owned with U.S. Patent 6,750,801 that forms the basis for this double patenting rejection.

BS00062 CON

U.S. Application No. 10/624,267 Art Unit 2612
Submission of Terminal Disclaimer in Response to June 2, 2006 Office Action

If any questions arise, the Office is requested to contact the undersigned at (919) 387-6907 or scott@wzpatents.com.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Scott P. Zimmerman', with a stylized flourish at the end.

Scott P. Zimmerman
Attorney for the Assignee
Reg. No. 41,390